



Docket No. 33544/US

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

First Named Inventor: Rainer BOSSE

Application No.: 10,668,034

Filed: September 22, 2003

Title: Cannula Protecting Cover

Group Art Unit: Unknown

Examiner: Unknown

**DECLARATION FOR UTILITY PATENT APPLICATION  
(37 C.F.R. § 1.63)**

As a below named inventor, I hereby declare that my mailing address and citizenship are as stated below.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter that is claimed and for which a patent is sought on the invention entitled:

**Cannula Protecting Cover**

the specification of which:

☐ is attached hereto OR

☒ was filed on September 22, 2003 as United States Application Number 10/668,034 or PCT International Application Number and amended on (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information known to me that is material to patentability as defined in 37 C.F.R. 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or any PCT international application having a filing date before that of the application on which priority is claimed.

| Prior Foreign<br>Application Number(s) | Country | Foreign Filing Date<br>(MM/DD/YYYY) | Priority Not<br>Claimed  | Certified Copy Attached? |                          |
|--|---------|-------------------------------------|--------------------------|--------------------------|--------------------------|
|  |         |                                     |                          | Yes                      | No                       |
| PCT/CH01/00173                         | PCT     | 03/20/2001                          | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
|  |         |                                     | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |

I hereby claim the benefit under 35 U.S.C. 119(e) of any United States provisional application(s) listed below.

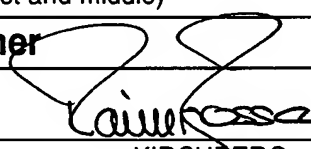
| Application<br>Number(s) | Filing Date<br>(MM/DD/YYYY) |  |  |  |  |
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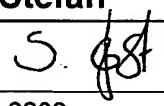
PLEASE DIRECT ALL CORRESPONDENCE TO:

The address associated with **Customer Number: 25763**, currently:

|           |   |
|-----------|---|
| Name      | David E. Bruhn  |
| Address   | DORSEY & WHITNEY LLP<br>Suite 1500<br>50 South Sixth Street<br>Minneapolis, MN 55402-1498 |
| Telephone | 612-340-6317  |
| Fax       | 612-340-8856  |

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. § 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

|                                |  |                        |                     |
|--------------------------------|--|------------------------|---------------------|
| <b>SOLE OR FIRST INVENTOR:</b> |  |                        |                     |
| Given Name (First and middle)  |  | Family Name or Surname |                     |
| <b>Rainer</b>                  |  | <b>BOSSE</b>           |                     |
| Inventor's Signature           |  |                        | Date: 5   12   2003 |
| Residence:                     | CH-3422  | KIRCHBERG              | Switzerland         |
|                                | Zip  | City                   | Country             |
| Post Office Address            | Kirchweg 7   |                        |                     |

|                               |   |                        |                 |
|-------------------------------|---|------------------------|-----------------|
| <b>SECOND INVENTOR:</b>       |   |                        |                 |
| Given Name (First and middle) |   | Family Name or Surname |                 |
| <b>Stefan</b>                 |   | <b>JOST</b>            |                 |
| Inventor's Signature          |  |                        | Date: 1.12.2003 |
| Residence:                    | CH-3203   | MUEHLEBERG             | Switzerland     |
|                               | Zip   | City                   | Country         |
| Post Office Address           | Brunnweg 24   |                        |                 |

|                               |                    |                        |                 |
|-------------------------------|--------------------|------------------------|-----------------|
| <b>THIRD INVENTOR:</b>        |                    |                        |                 |
| Given Name (First and middle) |                    | Family Name or Surname |                 |
| <b>Markus</b>                 |                    | <b>RAMSEYER</b>        |                 |
| Inventor's Signature          | <i>M. Ramseyer</i> |                        | Date: 8/12/2003 |
| Residence:                    | CH-3661            | UETENDORF              | Switzerland     |
|                               | Zip                | City                   | Country         |
| Post Office Address           | Wildenrueti 418A   |                        |                 |



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### POWER OF ATTORNEY

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

I hereby certify that this document is being sent via First Class U.S. mail  
addressed to: Commissioner for Patents, Washington, D.C. 20231 on this

23<sup>rd</sup> day of January, 2004.

Frances E. Eade

(Signature)

Sir:

In the above-referenced patent application, on behalf of TecPharma Licensing AG, I hereby appoint the Dorsey & Whitney LLP attorneys and agents associated with **Customer Number 25763** to prosecute the patent application identified above and to transact all business in the Patent and Trademark Office connected therewith, including full power of association, substitution, and revocation.

Please address all telephone calls to: David E. Bruhn at (612) 340-6317.

Please address all correspondence to David E. Bruhn at the address corresponding to Customer Number **25763**, currently:

DORSEY & WHITNEY LLP  
Intellectual Property Department  
Suite 1500  
50 South Sixth Street  
Minneapolis, Minnesota 55402-1498

The undersigned (whose title is supplied below) is empowered to sign this statement on behalf of  
**TecPharma Licensing AG.**

Dated: January 14, 2004

Signature: i.v. Kathrin Wagner  
Name: Kathrin Wagner  
Title: Authorized Agent

|   |                                    |             |
|---|------------------------------------|-------------|
| <b>ASSIGNMENT</b><br>TecPharma Licensing AG | Attorney Docket No.: 33544/US      | Page 1 of 1 |
|   | First Named Inventor: Rainer BOSSE |             |
|   | Title: Cannula Protecting Cover    |             |

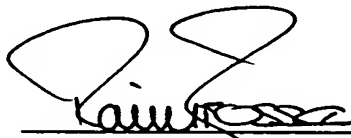
WHEREAS, I, Rainer BOSSE, residing at Kirchweg 7, CH-3422 KIRCHBERG, Switzerland, I, Stefan JOST, residing at Brunnweg 24, CH-3203 MUEHLEBERG, Switzerland, and I, Markus RAMSEYER, residing at Wildenrueti 418A, CH-3661 UETENDORF, Switzerland, have invented certain new and useful improvements as described in an application entitled **Cannula Protecting Cover** for Letters Patent of the United States, the application being identified in the United States Patent and Trademark Office by Application No. 10,668,034, filed September 22, 2003 and

WHEREAS, TecPharma Licensing AG, a corporation organized and existing under the law of the Country of Switzerland, and having offices at Brunnmattstrasse 6, CH-3401 Burgdorf, Switzerland, ("Assignee") is desirous of acquiring the entire right, title and interest in and to the invention, the application, and any and all Letters Patent or similar legal protection, foreign or domestic, to be obtained therefore;


NOW, THEREFORE, for good and valuable consideration, the receipt and adequacy of which are hereby acknowledged, I transfer to Assignee, its successors and assigns, my entire right, title, and interest in and to the invention, the above-identified patent application, corresponding domestic applications (including divisionals, continuations, and continuations-in-part), corresponding foreign applications, all Letters Patent or similar legal protection issuing thereon, and all rights and benefits under any applicable treaty or convention; and I authorize the Commissioner of Patents and Trademarks of the United States or foreign equivalent thereof to issue the Letters Patent or similar legal protection to the Assignee.

I authorize the Assignee, its successors and assigns, or anyone it may properly designate, to apply for Letters Patent or similar legal protection, in its own name if desired, in any and all foreign countries.

I represent to the Assignee, its successors and assigns, that I have not and shall not execute any writing or do any act whatsoever conflicting with this Assignment. I, my executors or administrators, will at any time upon request, without additional consideration, but at the expense of the Assignee, its successors and assigns, execute such additional writings and do such additional acts as the Assignee, its successors and assigns, may deem desirable to perfect its enjoyment of this grant, and render all assistance in making application for and obtaining, maintaining, and enforcing the Letters Patent or similar legal protection on the invention in any and all countries.

  
 Rainer BOSSE

5/12/2003  
 Date

  
 Stefan JOST

1.12.2003  
 Date

  
 Markus RAMSEYER

8/12/2003  
 Date